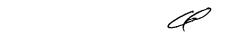


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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/836,426	04/17/2001	Tim Dyer	35013.4000	6845
75	590 10/31/2003		EXAM	INER
Snell & Wilm	er LLP	MCDONALD, SHANTESE L		
One Arizona Co			ART UNIT	PAPER NUMBER
400 E. Van Buren Street			ARTONII	PAPER NUMBER
Phoenix, AZ 85004-2202			3723	
			D. MD. 14.11 DD. 10.01.00.00	_

DATE MAILED: 10/31/2003

1B

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No. **09/836,426**

Applicant(s)

Dyer et al.

Examiner

McDonald, Shantese

Art Unit 3723

	The MAILING DATE	of this communication appears on the cover sheet with the correspondence address
There reject allows	REPLY FILED	FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. e applicant is required to avoid the abandonment of this application. A proper reply to a final may only be either: (1) a timely filed amendment which places the application in condition for otice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination
		THE PERIOD FOR REPLY [check only a) or b)]
a)	☐ The period for reply e	ires months from the mailing date of the final rejection.
b)	is later. In no event, h	oires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever wever, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the HECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION.
ex ap set	tension fee have been filed propriate extension fee und t in the final Office action;	ined under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate the date for purposes of determining the period of extension and the corresponding amount of the fee. The 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the in, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).
1. 🛛	A Notice of Appeal w 37 CFR 1.192(a), or a	s filed on <u>Oct 20, 2003</u> . Appellant's Brief must be filed within the period set forth in y extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2.□	The proposed amendr	ent(s) will not be entered because:
(a)	they raise new issu	s that would require further consideration and/or search (see NOTE below);
(b)	they raise the issue	of new matter (see NOTE below);
(c)	they are not deeme issues for appeal; a	to place the application in better form for appeal by materially reducing or simplifying the d/or
(d)	they present addition	nal claims without canceling a corresponding number of finally rejected claims.
	NOTE:	
3. 🗆	Applicant's reply has	vercome the following rejection(s):
4. 🗆	Newly proposed or an a separate, timely file	ended claim(s) would be allowable if submitted in amendment canceling the non-allowable claim(s).
5. 🗆		exhibit, or c) request for reconsideration has been considered but does NOT place the for allowance because:
6. 🗆	The affidavit or exhibiting the Examiner in the	will NOT be considered because it is not directed SOLELY to issues which were newly raised final rejection.
7. 🛛		, the proposed amendment(s) a) \square will not be entered or b) \boxtimes will be entered and an new or amended claims would be rejected is provided below or appended.
	The status of the clair	(s) is (or will be) as follows:
	Claim(s) rejected: 1-3	
<u> </u>	Claim(s) withdrawn fr	m consideration:
8. 🗆	The proposed drawing	correction filed on is a) approved or b) disapproved by the Examiner.
9. 🗆	Note the attached Info	mation Disclosure Statement(s) (PTO-1449) Paper No(s).
10.	Other:	Joseph J. Hail, III Supervisory Patent Examine
		Technology Center 3700